

103^D CONGRESS
2^D SESSION

H. R. 4375

To provide negotiating authority for a trade agreement with Chile, but to apply fast track procedures only to such an agreement that contains certain provisions relating to worker rights and the environment.

IN THE HOUSE OF REPRESENTATIVES

MAY 10, 1994

Mr. GEPHARDT (for himself, Mr. RICHARDSON, Mr. TORRICELLI, Mr. LEVIN, and Mr. BORSKI) introduced the following bill; which was referred jointly to the Committees on Ways and Means and Rules

A BILL

To provide negotiating authority for a trade agreement with Chile, but to apply fast track procedures only to such an agreement that contains certain provisions relating to worker rights and the environment.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Chile Free Trade
5 Agreement Negotiating Act of 1994”.

1 **SEC. 2. EXTENSION OF NEGOTIATING AUTHORITY FOR**
2 **TRADE AGREEMENT WITH CHILE AND OF**
3 **“FAST TRACK” PROCEDURES TO IMPLEMENT-**
4 **ING LEGISLATION.**

5 Section 1102 of the Omnibus Trade and Competitive-
6 ness Act of 1988 (19 U.S.C. 2902) is amended by adding
7 at the end the following new subsection:

8 “(f) SPECIAL PROVISIONS REGARDING TRADE NEGO-
9 TIATIONS WITH CHILE.—

10 “(1) IN GENERAL.—Notwithstanding the time
11 limitation in subsection (c)(1), the President may,
12 before January 1, 1997, enter into a trade agree-
13 ment with Chile under subsection (c).

14 “(2) APPLICATION OF FAST TRACK PROCE-
15 DURES.—

16 “(A) Subject to subparagraphs (B) and
17 (C), section 1103 applies to any trade agree-
18 ment negotiated under subsection (c) pursuant
19 to paragraph (1), but only if the President cer-
20 tifies to the Congress, at the time the imple-
21 menting bill is submitted with respect to the
22 trade agreement, that the trade agreement—

23 “(i) contains provisions requiring the
24 parties to adhere to internationally recog-
25 nized worker rights (as defined in section
26 502(a)(4) of the Trade Act of 1974);

1 “(ii) requires the parties to enforce
2 their environmental laws and to take steps
3 to adopt appropriate higher environmental
4 standards; and

5 “(iii) includes dispute resolution
6 mechanisms to enforce effectively the re-
7 quirements contained in clauses (i) and
8 (ii).

9 “(B) No provision of subsection (b) of sec-
10 tion 1103 other than paragraph (1)(A) applies
11 to any trade agreement described in subpara-
12 graph (A). In applying such paragraph, ‘Janu-
13 ary 1, 1997,’ shall be substituted for ‘June 1,
14 1991’.

15 “(C) The fast track procedures (as used in
16 section 1103) shall not apply to an implement-
17 ing bill submitted with respect to a trade agree-
18 ment described in subparagraph (A) if the
19 Committee on Rules of the House of Represent-
20 atives or the Committee on Rules and Adminis-
21 tration of the Senate, within 15 days after the
22 implementing bill is submitted to the Congress,
23 disapproves the President’s certification under
24 subparagraph (A) that is included with the im-
25 plementing bill. Such 15-day period shall be

1 computed in the manner prescribed in section
2 1103(e).

3 “(3) ADVISORY COMMITTEE REPORTS.—The re-
4 port required under section 135(e)(1) of the Trade
5 Act of 1974 regarding any trade agreement provided
6 for under paragraph (1), shall be provided to the
7 President, the Congress, and the United States
8 Trade Representative not later than 30 days after
9 the date on which the President notifies the Con-
10 gress under section 1103(a)(1)(A) of his intention to
11 enter into the agreement (but before September 1,
12 1996).

13 “(4) RULES OF HOUSE OF REPRESENTATIVES
14 AND SENATE.—This subsection is enacted by the
15 Congress—

16 “(A) as an exercise of the rulemaking
17 power of the House of Representatives and the
18 Senate, respectively, and as such is deemed a
19 part of the rules of each House, respectively,
20 and such procedures supersede other rules only
21 to the extent that they are inconsistent with
22 such other rules; and

23 “(B) with the full recognition of the con-
24 stitutional right of either House to change the
25 rules (so far as relating to the procedures of

1 that House) at any time, in the same manner,
2 and to the same extent as any other rule of that
3 House.”.

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